

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Agriculture & Cooperation Department – V&E Cases - Vigilance Report No. 25 – Allegations of irregularities in implementation of A.P. Micro Irrigation Project, Ongole, Prakasam District – Initiation of disciplinary proceedings, under A.P. Civil Services (CCA) Rules, 1991, against Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur - Articles of Charge – Issued.

AGRICULTURE AND CO-OPERATION (VIG.I) DEPARTMENT

G.O.Rt.No. 365

Dated: 09/05/2024

Read the following:

1. From the Director General (Vig. & Enft.) & E.O. Prl. Secy. to Govt., Vigilance Report No. 25 (489/V&E/NR.2/2011), dt.8.3.2013.
2. Govt. Memo No.4260/Vig.I(1)/2013-1, A & C (Vig.I) Dept., dt.22.04.2013 and reminders dt. 05.08.2014 & 06.07.2015.
3. From the Commissioner of Horticulture, A.P., Hyderabad, Letter No.Estt.I(2)46/2015, dt. 26.02.2016.
4. From the Commissioner of Horticulture, A.P., Hyderabad, Letter No.Estt.I(2)46/2015, dt. 26.02.2016 addressed to Commissioner & Registrar, Co-operatives, A.P., Hyderabad.
5. From the Commissioner of Horticulture, A.P., Guntur, Letter No.Estt.I(2)46/2015, dt.14.07.2017 & 20.07.2018.
6. Govt. Memo No.4260/Vig.I(1)/2013, A & C (Vig.I) Dept., dt.24.03.2021.
7. From the Commissioner of Horticulture, A.P., Guntur, Letter No.Estt.I(2)46/2015, dt.18.05.2021 addressed to Commissioner & Registrar, Co-operatives, A.P., Guntur.
8. Govt. Memo No.4260/Vig.I(1)/2013, A & C (Vig.I) Dept., dt.26.10.2022.
9. From the Commissioner of Horticulture, A.P., Guntur, Letter No.Estt.I(2)46/2015, dt.11.11.2022.
10. D.O.Letter No.4260/Vig.I/2013, A & C (Vig.I) Dept., dt.18.08.2023.
11. From the CC & RCS, A.P., Guntur, No.AGC06-11031(45)/1/2021-SEVCS-CCRCS, dt.30.08.2023.
12. Govt. Memo No.4260/Vig.I(1)/2013, A & C (Vig.I) Dept., dt. 27.12.2023 & 16.04.2024.
13. From the Commissioner of Horticulture, A.P., Guntur, Lr.No.Estt-I(2)46/2015, dt.11.03.2024.
14. G.O.Rt.No.363, A&C (Vig.I) Dept., dt.09.05.2024.

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ORDER:

It is proposed to hold an enquiry against Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur, in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of Charge (Annexure-I). Statement of imputations of misconduct or misbehaviour on which action is proposed to be taken against her as Annexure-II, a list of documents by which and a list of witnesses by whom the Article of Charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Smt.L. Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur, is directed to submit a Written Statement of Defense (WSD) within (10) days of the receipt of this order.

4. Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. She should therefore, specifically admit or deny each Articles of Charge.

(P.T.O.)

5. Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur, is further informed that if she does not submit her Written Statement of Defense (WSD) on or before the date specified in para-3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services(CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against her ex-parte.

6. Attention of Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur, is invited to rule 24 of the A.P.Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further her interest in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District and presently working as Project Director, APMIP, Guntur, is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of rule 24 of the A.P.Civil Service (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**GOPAL KRISHNA DWIVEDI
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To:

Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District
and presently working as Project Director, APMIP, Guntur.
(through the Commissioner of Horticulture, A.P., Guntur)

Copy to:

The Commissioner of Horticulture, A.P., Guntur.

(With a request to serve the original G.O. on the Charged Officer and obtain her dated acknowledgement on the Xerox copy and furnish the same along with her Written Statement of Defense (WSD) to the Government)

Sf/Sc.

// FORWARDED BY ORDER //


SECTION OFFICER

(Contd. Annexures...)

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SMT.L.VAJRASRI, THE THEN PROJECT DIRECTOR, APMIP, ONGOLE, PRAKASAM DISTRICT AND PRESENTLY WORKING AS PROJECT DIRECTOR, APMIP, GUNTUR.

ARTICLES OF CHARGE - I

"That Smt.L.Vajrasri, while working as Project Director, APMIP, Ongole, Prakasam District has issued Demand Draft for Rs.12,48,231/- on State Bank of Hyderabad, Ongole in favour of M/s. Radha Madhav Automobiles Pvt. Limited, Vijayawada for purchase of 'Toyota Innova Vehicle' to the Collector & District Magistrate, Ongole, Prakasam District, with APMIP interest funds, violating the provisions of (i) Art.211-A (vii)(2) of A.P.Financial Code and (ii) instructions issued in Circular No.APMIP/2519/AO/09 of Project Officer, APMIP, Hyderabad.

The above acts of disobedience, insubordination and acts subversive of discipline of Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District, prove her 'misconduct', thereby attracting violation of Rule-3 of A.P.Civil Services (Conduct) Rules, 1964."

ARTICLES OF CHARGE - II

"That Smt.L.Vajrasri, while working as Project Director, APMIP, Ongole, Prakasam District has straight away issued Demand Draft for Rs.12,48,231/- on State Bank of Hyderabad, Ongole in favour of M/s. Radha Madhav Automobiles Pvt. Limited, Vijayawada for purchase of 'Toyota Innova Vehicle' to the Collector & District Magistrate, Ongole, Prakasam District, with APMIP interest funds, in violation of the instructions issued in Lr.No.APMIP/DSD (D)/08, dt.15.05.2008, as per which the Cheques for value exceeding Rs.1.00 lakh shall have to be signed by the Chairman (Collector & District Magistrate, Prakasam).

The above acts of disobedience, insubordination and acts subversive of discipline of Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District, prove her 'misconduct', thereby attracting violation of Rule-3 of A.P.Civil Services (Conduct) Rules, 1964."

**Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

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ANNEXURE-II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SMT.L.VAJRASRI, THE THEN PROJECT DIRECTOR, APMIP, ONGOLE, PRAKASAM DISTRICT AND PRESENTLY WORKING AS PROJECT DIRECTOR, APMIP, GUNTUR.

Basis of Charge - I:

The Director General (V & E) & E.O.Prl.Secy. to Govt. has submitted Vigilance Report No.25, dt.08.03.2013 with regard to verification of works of A.P.Micro Irrigation Project in Prakasam District in which he has stated that, Article 211-A (vii)(2) of A.P.Financial Code says that 'One department of the Government shall not make a grant-in-aid to another Department of the Government.

Further, as per the instructions issued in Circular No.APMIP/2519/AO/09 of Project Officer, APMIP, Hyderabad, 'under APMIP Scheme Guidelines issued by Govt. of India/Govt. of A.P., the scheme funds of APMIP cannot be diverted for any other expenditure other than for execution of the Scheme. This included principal amount as well as interest amount.

The Commissioner of Horticulture, A.P., Hyderabad, vide Lr.No.APMIP/309/11, Dt.3-2-2011, has also informed the Project Director, APMIP, Ongole that there is ban on purchase of new vehicles under G.O.Ms.No.5 Finance & Planning (FWW&M) Dept., Dt.4-1-1994 and also informed that all Project Directors in the state should stop diverting interest funds for other purposes adhering to Commissioner of Horticulture, A.P, Lr.No.APMIP/10/A.O/2010, Dt.5-2-2010.

However, Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District has violated the above said provisions and issued Demand Draft for Rs.12,48,231/- on State Bank of Hyderabad, Ongole in favour of M/s. Radha Madhav Automobiles Pvt. Limited, Vijayawada for purchase of 'Toyota Innova Vehicle' to the Collector & District Magistrate, Ongole, Prakasam District, with APMIP interest funds. She has not even intimated the above fact to the Commissioner of Horticulture, A.P., Guntur.

The above acts of disobedience, insubordination and acts subversive of discipline on part of Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District, prove her 'misconduct', thereby attracting violation of Rule-3 of A.P.Civil Services (Conduct) Rules, 1964. Hence the Charge.

Basis of Charge - II:

The Director General (V & E) & E.O.Prl.Secy. to Govt. has submitted Vigilance Report No.25, dt.08.03.2013 with regard to verification of works of A.P.Micro Irrigation Project in Prakasam District in which he has stated that, as per the instructions issued by the Commissioner of Horticulture, A.P., Hyderabad, vide Lr.No.APMIP/OSD(D)/08, Dt.15-5-2008, the Project Directors of APMIP are not empowered to issue cheques for amounts more than Rs.1,00,000/-. If the amount exceeds Rs.1,00,000/-, the cheque shall have to be signed by both the District Collector cum Chairman, APMIP as well as Project Director, APMIP.

Further, as per the instructions issued in Circular No.APMIP/2519/AO/09 of Project Officer, APMIP, Hyderabad, under APMIP Scheme Guidelines issued by Govt. of India/Govt. of A.P., the scheme funds of APMIP cannot be diverted for any other expenditure other than for execution of the Scheme. This included principal amount as well as interest amount.

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The Commissioner of Horticulture, A.P., Hyderabad, vide Lr.No.APMIP/309/11, Dt.3-2-2011, has also informed the Project Director, APMIP, Ongole that there is ban on purchase of new vehicles under G.O.Ms.No.5 Finance & Planning (FWW&M) Dept., Dt.4-1-1994 and also informed that all Project Directors in the state should stop diverting interest funds for other purposes adhering to CoH, A.P., Lr.No.APMIP/10/A.O/2010, Dt.5-2-2010.

However, Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District has violated the above said provisions and issued Demand Draft for Rs.12,48,231/- on State Bank of Hyderabad, Ongole in favour of M/s. Radha Madhav Automobiles Pvt. Limited, Vijayawada for purchase of 'Toyota Innova Vehicle' to the Collector & District Magistrate, Ongole, Prakasam District, with APMIP interest funds.

The above acts of disobedience, insubordination and acts subversive of discipline on part of Smt.L.Vajrasri, the then Project Director, APMIP, Ongole, Prakasam District, prove her 'misconduct', thereby attracting violation of Rule-3 of A.P.Civil Services (Conduct) Rules, 1964. Hence the Charge.

**Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

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ANNEXURE-III

LIST OF DOCUMENTS ON THE BASIS OF WHICH THE DRAFT ARTICLES OF CHARGE FRAMED AGAINST SMT.L.VAJRASRI, THE THEN PROJECT DIRECTOR, APMIP, ONGOLE, PRAKASAM DISTRICT AND PRESENTLY WORKING AS PROJECT DIRECTOR, APMIP, GUNTUR PROPOSED TO BE SUSTAINED.

Vigilance Report No.25 (C.No.489/V&E/NR.2/2011), Dt.8-3-2013 of General Administration (V&E) Dept.

**Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

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[Signature]
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ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE DRAFT ARTICLES OF CHARGE FRAMED AGAINST SMT.L.VAJRASRI, THE THEN PROJECT DIRECTOR, APMIP, ONGOLE, PRAKASAM DISTRICT AND PRESENTLY WORKING AS PROJECT DIRECTOR, APMIP, GUNTUR PROPOSED TO BE SUSTAINED.

-Nil-

**Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

// FORWARDED BY ORDER//

[Signature]
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